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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	Case No.: 2:16-cr-00005-RFB
Plaintiff,)	
)	STIPULATION TO CONTINUE
vs.)	REVOCATION HEARING
)	
RICHARD SCAVONE,)	
)	(SIXTH REQUEST)
Defendant.)	
_____)	

IT IS HEREBY STIPULATED AND AGREED, by and between BRIAN J. SMITH, counsel for RICHARD SCAVONE, Christopher Chiou, Acting United States Attorney, and NICHOLAS D. DICKINSON, Assistant United States Attorney, that the revocation hearing currently scheduled for May 11, 2021, at the hour of 10:00 a.m., be vacated and set to a date and time convenient to this court, but in no event earlier than sixty (60) days.

This Stipulation is entered into for the following:

1. The pending petition involves a New York State criminal charge. Defendant Scavone's scheduled court date in that matter is July 1, 2021, because of the COVID pandemic.
2. The parties anticipate Defendant Scavone's state case will affect the resolution of the pending petition.
3. Defendant Scavone, who is not in custody, agrees to the continuance.
4. Brian J. Smith, counsel for Scavone is in agreement with this continuance.

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1 5. Counsel for the government is in agreement with this continuance.

2 6. The additional time requested by this stipulation is made in good faith and not for
3 purpose of delay.

4 7. Additionally, denial of this request or continuance would result in a miscarriage of
5 justice.

6 This is the sixth stipulation to continue filed herein.

7 DATED this 10th day of May, 2021.

8
9 RESPECTFULLY SUBMITTED BY:

10
11 CHRISTOPHER CHIOU
12 Acting United States Attorney

13 /s/ Nicholas D. Dickinson
14 NICHOLAS D. DICKINSON, ESQ.
15 Assistant United States Attorney

/s/ Brian J. Smith
 BRIAN J. SMITH, ESQ.
 Attorney for SCAVONE

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,)	
)	Case No.: 2:16-cr-00005-RFB
Plaintiff,)	
)	FINDINGS AND ORDER ON
vs.)	STIPULATION
)	
RICHARD SCAVONE,)	
)	(SIXTH REQUEST)
Defendant.)	
_____)	

FINDINGS OF FACT, CONCLUSION OF LAW AND ORDER

Based upon the submitted Stipulation of the parties, and good cause appearing therefore, the Court finds that:

1. The pending petition involves a New York State criminal charge. Defendant Scavone's scheduled court date in that matter is July 1, 2021, because of the COVID pandemic.
2. The parties anticipate Defendant Scavone's state case will affect the resolution of the pending petition.
3. Defendant Scavone, who is not in custody, agrees to the continuance.
4. Brian J. Smith, counsel for Scavone is in agreement with this continuance.
5. Counsel for the government is in agreement with this continuance.

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CONCLUSIONS OF LAW

1. Denial of this request for continuance would deny the defendant sufficient time to be able to fairly resolve his case, taking into account the exercise of due diligence.
2. The additional time requested by this stipulation is made in good faith and not for purpose of delay.
3. Additionally, denial of this request or continuance would result in a miscarriage of justice.

This is the sixth stipulation to continue filed herein.

ORDER

IT IS THEREFORE ORDERED that the calendar call currently scheduled for May 11, 2021, at the hour of 10:00 a.m., be vacated and continued to July 27, 2021 at the hour of 9:00 a.m.

DATED this 10th of May, 2021.



RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE